



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 03-169-A)**

In re Application of: )  
                        )  
**Aquino et al.**      )  
                        )  
Serial No.: **10/828,582** )  
                        )  
Filed: **April 21, 2004** )  
                        )  
For: **Phenacyl 2-hydroxy-3-diaminoalkanes** )

Mail Stop: MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL LETTER

Sir:

1. We are transmitting herewith the attached papers for the above-identified patent application:
    - Transmittal Letter (1 sheet);
    - Response to Missing Parts mailed October 21, 2004 (1 sheet);
    - Copy of Notice to File Missing Parts mailed October 21, 2004 (2 sheets);
    - Sequence Listing in paper and computer readable format (5 sheets and 1 Diskette);
    - Return Receipt Postcard
  2. With respect to fees:
    - No fee is required.
    - Please charge any underpayment or credit any overpayment our Deposit Account, No. 13-2490.
  3. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop: MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on this 10<sup>th</sup> day of November, 2004.

By: Sherri L. Oslick  
Sherri L. Oslick, Ph.D.  
Registration No. 52,087



PATENT

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(Case No. 03-169-A)

In application of:

Aquino et al.

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For: Phenacyl 2-hydroxy-3-diaminoalkanes

)  
Examiner: TBA

)  
Group Art Unit: 1614

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Alexandria, VA 22313-1450

**RESPONSE TO THE NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT  
APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID  
SEQUENCE DISCLOSURES MAILED OCTOBER 21, 2004**

Sir,

Responsive to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures mailed October 21, 2004, Applicants submit herewith a Sequence Listing, including paper copy and a computer readable form on diskette.

As required by 37 C.F.R. § 1.821-1.825, the sequence listing information recorded in computer readable form is identical to the written sequence listing, attached herewith, and does not go beyond the scope of the specification as filed.

Respectfully submitted,  
**McDonnell Boehnen Hulbert & Berghoff LLP**

Dated: 11-12-04

By:

Sherri L. Oslick  
**Sherri L. Oslick, Ph.D.**  
**Reg. No. 52,087**



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/828,582	04/21/2004	Jose Aquino	03-169-A

## CONFIRMATION NO. 5274

020306  
 MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP  
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 32ND FLOOR  
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## FORMALITIES LETTER



\*OC000000014163233\*

Date Mailed: 10/21/2004

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS  
 CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE  
 DISCLOSURES**

*Filing Date Granted*

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

## For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- To Download Patentin Software, visit <http://www.uspto.gov/web/patents/software.htm>
- For Patentin Software Program Help, call (571) 272-2510 or email [mark.spencer@uspto.gov](mailto:mark.spencer@uspto.gov)

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

*Gleider N.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE